

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

FEB 5 1980

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

FEB 5 1980

Map filed.....

The applicant COMSTOCK TUNNEL & DRAINAGE CO.
309 E. John Street, Suite 4, of Carson City,
Street and No. or P.O. Box No. City or Town
Nevada 89701, hereby make^s application for permission to appropriate the public
State and Zip Code No.

 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.) Incorporated in 1919 in the
State of Delaware
 1. The source of the proposed appropriation is Sutro Tunnel (underground)
Name of stream, lake or other source.

 2. The amount of water applied for is 9.284 CFS second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....acre-feet

 3. The water to be used for. Quasi Municipal and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

 5. The water is to be diverted from its source at the following point: in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, section 1,
T.16N., R.21E., M.D.B.&M., from which the south east corner of said section 1,
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears S. 1° 30' W., 2449 feet.
it should be stated.

 6. Place of use N $\frac{1}{2}$ SW $\frac{1}{4}$, & SE $\frac{1}{4}$ SW $\frac{1}{4}$, section 31; S $\frac{1}{2}$ S $\frac{1}{2}$ & NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 32; T.17N.,
Describe by legal subdivision, if on unsurveyed land it should be so stated.
R.22E., W $\frac{1}{2}$ NW $\frac{1}{4}$ and a portion of NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 5; Section 6; NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 7;T.16N., R.22E; NW $\frac{1}{4}$ and S $\frac{1}{2}$ section 1; N $\frac{1}{2}$ and a portion of W $\frac{1}{2}$ SW $\frac{1}{4}$ section 12; a portionof NW $\frac{1}{4}$ NW $\frac{1}{4}$ section 13; SE $\frac{1}{4}$ SE $\frac{1}{4}$ section 2; T.16N., R.21E., M.D.B.&M.
 7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

 8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) the water is to be recharged into the ground
water system Via leach lines near the tunnel mouth, in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ section 1. then
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.
wells will be installed in section land NW $\frac{1}{4}$ section 12, T.16N., R.21E; NW $\frac{1}{4}$ and SW $\frac{1}{4}$
NW $\frac{1}{4}$ and SW $\frac{1}{4}$ section 6; NW $\frac{1}{4}$ Section 5; T.16N., R.22E. SW $\frac{1}{4}$ Sec. 31, and S $\frac{1}{2}$ S $\frac{1}{2}$ Sec. 32,
T.17N., R.23E.

9. Estimated cost of works.....\$250,000.....
10. Estimated time required to construct works.....5 years.....
11. Estimated time required to complete the application to beneficial use.....5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....14,000 population, residential buildout-estimate requirement, approx.

.....6,000,000 g.p.d.4,000 units.

Applicant Comstock Tunnel & Drainage Co.

By s/James B. Schryver

James B. Schryver, President

309 E. John Street, Suite 4

Carson City, NV 89701

Compared bl/ jk

bl/bc

DENIAL

OF STATE ENGINEER

deny

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the underground waters of Dayton Valley Basin are a different source than the developed waters of Sutro Tunnel and that granting a permit thereof would adversely affect existing rights and would be detrimental to the public interest and welfare.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I.....PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....5th.....day of.....February.....

A.D. 19.....85.....

[Signature]

State Engineer